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WEST VALLEY CITY, UTAH

ORDINANCE NO. _____

Draft Date: 2/23/2009; 3/3/09; 3/19/09; 3/30/09; 4/30/09

Date Adopted: _____

Date Effective: _____

AN ORDINANCE AMENDING SECTIONS 7-1-103, 7-6-1002, 7-6-1012, 7-6-1103 AND 7-6-1108 REGARDING GUIDELINES FOR INDOOR OR OUTDOOR PUBLIC RECREATION.

WHEREAS, staff recommends a text change that will provide guidelines for Indoor or Outdoor Public Recreation in order to ensure that these events are conducted in appropriate locations; and

WHEREAS, the City Council of West Valley City, Utah, hereby determines that it is in the best interest of the citizens of West Valley City to amend Sections 7-1-103, 7-6-1002, 7-6-1012, 7-6-1103 and 7-6-1108 of Title 7 of the West Valley Municipal Code;

NOW, THEREFORE, BE IT ORDAINED by the City Council of West Valley City, Utah, as follows:

Section 1. Repealer. Any provision of the West Valley City Code found to be in conflict with this Ordinance is hereby repealed.

Section 2. Amendment. Sections 7-1-103, 7-6-1002, 7-6-1012, 7-6-1103 and 7-6-1108 of Title 7 of the West Valley Municipal Code are hereby amended as follows:

7-1-103. DEFINITIONS.

(101) "Indoor Public Recreation" means a concert, fair, festival, bazaar, athletic contest, or other event held, shown or presented within an indoor structure, which 500 or more patrons may attend, or any event subject to UCA 63C-11-101 et seq. regardless of size.

(136) "Outdoor Public Recreation" means:

- (a) A concert, fair, festival, bazaar, athletic contest, or other similar event held out of doors, which 1,500 or more patrons may attend, or
- (b) Any racing event involving motorized vehicles, regardless of the number of patrons, or
- (c) Any event subject to UCA 63C-11-101 et seq. regardless of size.

RENUMBER ITEM 101 UP TO ITEM 221

7-6-1002. SCHEDULE OF USES.

| | Use | C-1 | C-2 | C-3 |
|------|--|-----|-----|-----|
| 51. | Indoor or Outdoor Public Recreation | X | C | C |
| 512. | Uses customarily accessory to a listed permitted use | P | P | P |
| 523. | Uses customarily accessory to a listed conditional use | P | P | P |
| 534. | Veterinary hospital/indoor kennel | C | C | P |

7-6-1012. ADDITIONAL REGULATION OF RESTAURANTS, DANCE HALLS, CONCERT HALLS, RECEPTION CENTERS AND PRIVATE CLUBS.

(1) It is unlawful for the keeper, manager or person in charge of any restaurant, dance hall, concert hall reception center or private club to permit any singing, dancing, Indoor or Outdoor Public Recreation, playing of musical instruments or any other form of amusement or entertainment to be carried on the premises when the closest point of the building is within 500 of feet of any residential property line after ten o'clock P.M. (10:00) P.M. and before six o'clock (6:00) A.M. This restriction should be extended to two o'clock (2:00) a.m. on January 1 of year for New Year's Day.

(2) Parking lots must be closed and vacated within thirty (30) minutes of closing by security personnel.

7-6-1103. CONDITIONAL USES.

(22) Reception Center, Dance Hall, Concert Venue, Concert Hall, Indoor or Outdoor Public Recreation.

7-6-1108. ADDITIONAL REGULATION OF RESTAURANTS, DANCE HALLS, CONCERT HALLS, RECEPTION CENTERS AND PRIVATE CLUBS.

(1) It is unlawful for the keeper, manager or person in charge of any restaurant, dance hall, concert hall reception center or private club to permit any singing, dancing, indoor or outdoor public recreation, playing of musical instruments or any other form of amusement or entertainment to be carried on the premises when the closest point of the building is within 500 of feet of any residential property line after ten o'clock P.M. (10:00) P.M. and before six o'clock (6:00) A.M. This restriction should be extended to two o'clock (2:00) a.m. on January 1 of year for New Year's Day.

(2) Parking lots must be closed and vacated within thirty (30) minutes of closing by security personnel.

Section 3. Severability. If any provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

Section 4. Effective Date. This Ordinance shall take effect immediately upon posting in the manner required by law.

PASSED and APPROVED this _____ day of _____, 2009.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER